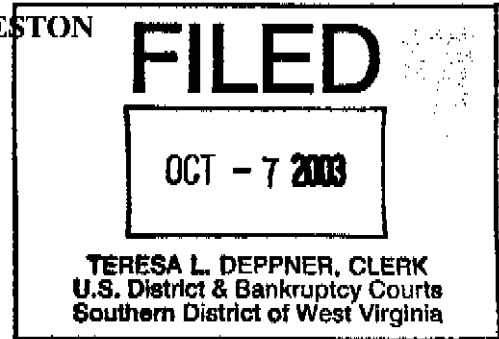


IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
AT CHARLESTON

PENNY KENNEDY,  
RAYMOND KENNEDY  
Individually and as guardians  
and next friends of TREVOR KENNEDY,  
an infant under the age of eighteen,

PLAINTIFFS



v.

CIVIL ACTION NO. 2:03-0175  
Charles Haden, II, Judge

UNITED STATES OF AMERICA,  
COMMUNITY HEALTH FOUNDATION  
OF MAN, WEST VIRGINIA, INC., AND  
DR. PLARIDEL TORDILLA, individually,  
CHARLESTON AREA MEDICAL CENTER, INC.,  
d/b/a WOMEN AND CHILDREN'S HOSPITAL OF  
WEST VIRGINIA, d/b/a WOMEN AND CHILDREN'S  
HOSPITAL, d/b/a CAMC CHILDREN'S HOSPITAL,  
d/b/a CAMC WOMEN'S HOSPITAL, d/b/a CAMC  
WOMEN AND CHILDREN'S HOSPITAL,  
INPHYNET HOSPITAL SERVICES, INC.,  
a foreign corporation, doing business  
in the State of West Virginia, and DR. GORDON J. GREEN,  
Individually,

DEFENDANTS

CHARLESTON AREA MEDICAL CENTER, INC.'S  
RULE 26 (a) (1) DISCLOSURES

Now comes the defendant, Charleston Area Medical Center, Inc. ("CAMC"),  
by counsel, Cheryl A. Eifert, Charleston Area Medical Center, Inc., and supplies the  
following Rule 26 (a) disclosures:

**A. NAME OF WITNESSES:**

1. Penny Kennedy  
HC 67 Box 138  
Simon, WV 24882  
(304) 682-4475
2. Raymond Kennedy  
HC 67 Box 138  
Simon, WV 24882  
(304) 682-4475
3. Gordon Green, MD  
New Century Emergency Physicians  
419 Brooks Street  
P. O. Box 1547  
Charleston, WV 25326  
(304) 388-6004
4. Plaridel Tordilla, MD  
Community Health Foundation of Man, WV, Inc.  
600 East McDonald Avenue  
Man, WV 25635  
(304) 583-6541
5. Clinton Curtis, MD (resident)  
c/o Charleston Area Medical Center, Inc.  
P. O. Box 3669  
Charleston, WV 25336  
(304) 388-7532
6. Rebekah Williams, RN  
c/o Charleston Area Medical Center, Inc.  
P. O. Box 3669  
Charleston, WV 25336  
(304) 388-7532
7. Kim Phillips, RN  
c/o Charleston Area Medical Center, Inc.  
P. O. Box 3669  
Charleston, WV 25336  
(304) 388-7532

8. John E. Reifsteck, MD  
Associated Radiologists, Inc.  
1120 Kanawha Blvd. E  
P. O. Box 11137  
Charleston, WV 25339  
(304) 344-3457
9. Suttiratana Pimpa, MD  
Logan General Hospital  
20 Hospital Drive  
Logan, WV 25601  
(304) 792-1695
10. T. P. Ly, MD  
Suite 400  
830 Pennsylvania Avenue  
Charleston, WV 25302  
(304) 343-9841
11. Julian Bailes, MD  
Department of Neurosurgery  
West Virginia University School of Medicine  
Robert C. Byrd Health Sciences Center  
P. O. Box 9183  
Morgantown, WV 26506
12. Eric Jones, MD  
200 Orthopedic Way  
Morgantown, WV 26505  
(304) 599-0720
13. Anthony DiBartolomeo, MD (Rheumatology)  
WVU Department of Medicine  
2185 Health Sciences Center, North  
P. O. Box 9167  
Morgantown, WV 26506-9167  
(304) 293-2804
14. James J. Burns, MD  
WVU Department of Pediatrics  
P. O. Box 9214  
Morgantown, WV 26506-9214  
(304) 293-7331

15. Atiya Khan, MD (Pediatric/Neurosurgeon)  
WVU Department of Neurology  
Health Sciences Center, North  
P. O. Box 9180  
Morgantown, WV 26505-9180  
(304) 293-2341
16. Martin E. Weisse, MD (Urologist)  
WVU Department of Pediatrics  
P. O. Box 9214  
Morgantown, WV 26505-9214  
(304) 293-1232
17. Dr. Muchant  
University Health Associates  
(No address/phone number available at this time)
18. Dr. Price  
University Health Associates  
(No address/phone number available at this time)
19. Enrico Rallos, MD  
700 East McDonald Avenue  
Man, WV 25635
20. John Collins, MD  
WVU Department of Neurosurgery  
Robert C. Byrd Health Sciences Center  
P. O. Box 9183  
Morgantown, WV 26506-9183
21. Ann M. Carr, MD  
Department of Neurosurgery  
West Virginia University School of Medicine  
Robert C. Byrd Health Sciences Center  
P. O. Box 9183  
Morgantown, WV 26506

22. Margaret Jaynes, MD  
Assistant Professor, Section of Pediatric Neurology  
WVU Department of Pediatrics  
University Health Associates  
Physician Office Center  
P. O. Box 782  
Morgantown, WV 26507
23. Dr. Rojas (Pediatrician)  
P. O. Box 958  
Logan, WV 25601
24. Fred Epstein, MD  
Neurosurgery (Consultant)  
New York, NY
25. Nicci McFadden, PA-C  
WVU Department of Neurosurgery  
University Health Associates  
Physician Office Center  
P. O. Box 782  
Morgantown, WV 26507
26. Suzy M. Walter, CFNP  
Section of Pediatric Neurology  
WVU Department of Pediatrics  
University Health Associates  
Physician Office Center  
P. O. Box 782  
Morgantown, WV 26507
27. Multiple Care Providers  
Community Health Foundation of Man, WV, Inc.  
600 East McDonald Avenue  
Man, WV 25635  
(304) 583-6541
28. Multiple Care Providers  
Appalachian Rehab Centers, Inc.  
202 Larry Joe Harless Drive  
Gilbert, WV 25621  
(304) 664-3900

29. Multiple Care Providers  
Logan General Hospital  
20 Hospital Drive  
Logan, WV 25601  
(304) 792-1288
30. Multiple Care Providers  
HealthSouth Mountain View Rehabilitation  
1160 Van Voorhis Road  
Morgantown, WV 26505  
(304) 598-1100
31. Multiple Care Providers  
Appalachian Regional Hospital  
c/o Appalachian Regional Healthcare, Inc.  
1220 S. Broadway  
Lexington, KY 40504  
(859) 226-2440
32. Any other family member of Trevor Kennedy that may be  
identified in future discovery.

Charleston Area Medical Center, Inc. reserves the right to amend and supplement this list.

**B. DOCUMENTS IN THE POSSESSION OF DEFENDANT:**

CAMC has collected the following medical records of the infant plaintiff, Trevor Kennedy. Defendant believes that plaintiffs already have copies of these records, but will supply additional copies upon request.

1. CAMC's April 30, 2000 Women and Children's ER admission
2. Dr. Roja
3. Logan General Hospital
4. Community Health Foundation of Man, WV, Inc. - Man Center
5. Community Health Foundation of Man, WV, Inc. - Gilbert Center

Charleston Area Medical Center, Inc. reserves the right to amend and supplement this list.

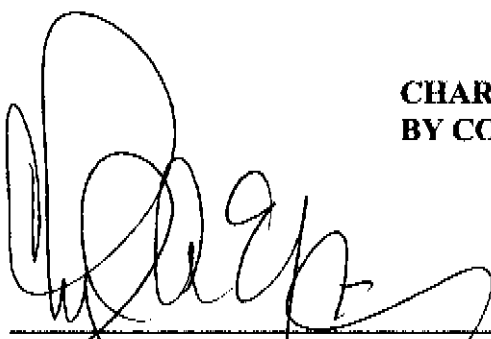
**C. DAMAGES CLAIM**

No damages are currently claimed by this defendant.

**D. INSURANCE AGREEMENTS**

For the relevant time period, defendant's primary source of funding to pay liabilities related to claims of professional malpractice was a trust fund. Defendant does have excess insurance coverage, but said coverage would not be triggered under the current circumstances of this case. Defendant will supplement this disclosure if and when the facts of the case trigger potential coverage under the insurance agreement.

**CHARLESTON AREA MEDICAL CENTER, INC.  
BY COUNSEL,**



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Cheryl A. Eifert (#1111)  
Dina M. Mohler (#2590)  
**CHARLESTON AREA MEDICAL CENTER, INC.**  
Office of the General Counsel  
P. O. Box 3669  
Charleston, West Virginia 25336  
(304) 388-7532

**CERTIFICATE OF SERVICE**

I, Cheryl A. Eifert, counsel for defendant Charleston Area Medical Center, Inc. do hereby certify that I have served a true and accurate copy of the attached, *Charleston Area Medical Center, Inc.'s Rule 26 (a) (1) Disclosures* upon the following by placing same within the United States Mail, postage prepaid on this 3rd day of October, 2003.

Scott S. Segal, Esq. (#4717)  
Samuel A. Hrko, Esq. (#7727)  
**THE SEGAL LAW FIRM**  
810 Kanawha Boulevard, East  
Charleston, WV 25301


and

Pamela A. Lambert, Esq. (#2128)  
**LAMBERT AND NEW**  
P. O. Drawer 926  
Gilbert, WV 25621  
Counsel for Penny Kennedy, and  
Raymond Kennedy, individually and  
as guardians and next friends of Trevor Kennedy,  
an infant under the age of eighteen

Karen McElhinney, Esq. (#7517)  
**SHUMAN, MCCUSKEY & SLICER, PLLC**  
P. O. Box 3953  
Charleston, WV 25339-3953  
Counsel for Inphynet Hospital Services, Inc.,  
a foreign corporation, doing business in the  
State of West Virginia; and Gordon J. Green, Dr.,  
individually



Stephen M. Horn, Esq. (#1788)  
**ASSISTANT UNITED STATES ATTORNEY**  
P. O. Box 1713  
Charleston, WV 25325  
Counsel for United States



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Cheryl A. Eifert, Esq. (#1111)  
Dina M. Mohler, Esq. (#2590)  
**CHARLESTON AREA MEDICAL CENTER, INC.**  
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(304) 388-7532